

17698
022704**UTILITY PATENT APPLICATION TRANSMITTAL**

(only for new non-provisional applications under 37 CFR §1.53(b))

19587 U.S.PTO
10/788996

022704

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

February 27, 2004

Date of Deposit

Bonnie Stein
Signature

EL 964822468

Express Mail No.

Transmitted herewith for filing is the patent application under 37 CFR 1.53(b) of:

AVENTIS DOCKET NO.: DEAV2003/0082US NP

INVENTORS: Christian Stapper, et al.

TITLE: Cycloalkylmethoxy-Substituted Acetic Acid Derivatives, Processes for Their Preparation and Their Use as Pharmaceuticals

APPLICATION ELEMENTS

- | | | |
|---|--------------|----------------------------------|
| 1. <input checked="" type="checkbox"/> *Fee Transmittal Form (e.g., PTO/SB/17)
<i>(Submit an original and a duplicate for fee processing)</i> | Total Pages | <input type="text" value="177"/> |
| 2. <input checked="" type="checkbox"/> Specification
<i>(preferred arrangement set forth below)</i>
- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Microfiche Appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings <i>(if filed)</i>
- Detailed Description
- Claim(s)
- Abstract of the Disclosure | Total Pages | <input type="text" value="177"/> |
| 3. <input type="checkbox"/> Drawing(s) (35 U.S.C. 113) | Total Sheets | <input type="text" value="0"/> |
| 4. Oath or Declaration | Total Pages | <input type="text" value="2"/> |
| a. <input checked="" type="checkbox"/> Newly <u>unexecuted</u> (original or copy) | | |
| b. <input type="checkbox"/> Copy from a prior application (37 CFR § 1.63(d)) | | |
| i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u>
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR §§ 1.63(d)(2) and 1.33(b). | | |
| 5. Power of Attorney | Total Pages | <input type="text"/> |
| a. <input type="checkbox"/> Newly executed (original or copy) | | |
| b. <input type="checkbox"/> Copy from a prior application (37 CFR § 1.63(d)) | | |
| 6. <input type="checkbox"/> Microfiche Computer Program (<i>Appendix</i>) | | |

7. Nucleotide and/or Amino Acid Sequence Submission

(if applicable, all necessary)

- a. Computer Readable Copy
 - b. Paper Copy (identical to computer copy)
 - c. Statement verifying identity of above copies

If a CONTINUING Application, check appropriate box, and supply the requisite information:

Continuation Divisional Continuation-in-part

of prior application no. , filed ,

Examiner _____, Group/Art Unit _____.

(The cross reference has been/will be inserted on page one of the specification).

 This Application claims priority from German Application No. 10308355.3 filed

February 27, 2003; and

this application claims the benefit of U.S. Provisional Application No. 60/487,510, filed July 15, 2003.

(The cross reference has been/will be inserted on page one of the specification)

Incorporation By Reference (useable if filing a continuation/divisional and a copy of the declaration from the prior application is enclosed.)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

ACCOMPANYING APPLICATION PARTS

7. Assignment Papers (*cover sheet & document(s)*)
8. 37 CFR §3.73(b) Statement
(when there is an assignee)
9. Verified English Translation Document (*if applicable*)
10. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
11. Preliminary Amendment
12. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
13. *Small Entity Statement(s) Statement filed in prior application,
(PTO/SB/09-12) Status still proper and desired
14. Certified Copy of Priority Document(s) German 10308355.3
(if foreign priority is claimed)
15. Other: Application Data Sheet

CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label

005487

(Insert Customer No. or Attach bar code label here)

Aventis Pharmaceuticals Inc.
Patent Department
Route #202-206 / P.O. Box 6800
Bridgewater, New Jersey 08807-0800
Telephone (908) 231-4854
Telefax (908) 231-2626
Aventis Docket No. DEAV2003/0082U

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

Complete if Known

<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	Application Number	Not Yet Assigned
	Filing Date	February 27, 2004
	First Named Inventor	Christian Stapper, et al
	Examiner Name	Not Yet Assigned
	Group / Art Unit	Not Yet Assigned
TOTAL AMOUNT OF PAYMENT	(\$) 878.00	Attorney Docket No.
		DEAV2003/0082US NP

METHOD OF PAYMENT (check all that apply)			FEES CALCULATION (continued)																																																																																																																																																																																																
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other Order <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account Deposit Account Number 18-1982 Deposit Account Name Aventis Pharmaceuticals Inc.			3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053</td> <td>130</td> <td>1053</td> <td>130</td> <td>Non-English Specification</td> <td></td> </tr> <tr> <td>1812</td> <td>2,520</td> <td>1812</td> <td>2,520</td> <td>For filing a request for reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>920*</td> <td>1804</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1,840*</td> <td>1805</td> <td>1,840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>420</td> <td>2252</td> <td>205</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>950</td> <td>2253</td> <td>465</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>1,480</td> <td>2254</td> <td>725</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2,010</td> <td>2255</td> <td>985</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>330</td> <td>2401</td> <td>160</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>330</td> <td>2402</td> <td>160</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>290</td> <td>2403</td> <td>140</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1,510</td> <td>1451</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>1,330</td> <td>2453</td> <td>650</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501</td> <td>1,330</td> <td>2501</td> <td>650</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502</td> <td>480</td> <td>2502</td> <td>235</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503</td> <td>640</td> <td>2503</td> <td>315</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1460</td> <td>130</td> <td>1460</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td>50</td> <td>1807</td> <td>50</td> <td>Petitions related to provisional applications</td> <td></td> </tr> <tr> <td>1806</td> <td>180</td> <td>1806</td> <td>180</td> <td>Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>8021</td> <td>40</td> <td>8021</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>1809</td> <td>770</td> <td>2809</td> <td>375</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>1810</td> <td>770</td> <td>2810</td> <td>375</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>1801</td> <td>770</td> <td>2801</td> <td>375</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802</td> <td>900</td> <td>1802</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="3">Other fee (specify) _____</td> <td colspan="3"></td> </tr> <tr> <td colspan="3">*Reduced by Basic Filing Fee Paid</td> <td colspan="3">SUBTOTAL (3) (\$)</td> </tr> </tbody> </table>			Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		1053	130	1053	130	Non-English Specification		1812	2,520	1812	2,520	For filing a request for reexamination		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for reply within first month		1252	420	2252	205	Extension for reply within second month		1253	950	2253	465	Extension for reply within third month		1254	1,480	2254	725	Extension for reply within fourth month		1255	2,010	2255	985	Extension for reply within fifth month		1401	330	2401	160	Notice of Appeal		1402	330	2402	160	Filing a brief in support of an appeal		1403	290	2403	140	Request for oral hearing		1451	1,510	1451	1,510	Petition to institute a public use proceeding		1452	110	2452	55	Petition to revive - unavoidable		1453	1,330	2453	650	Petition to revive - unintentional		1501	1,330	2501	650	Utility issue fee (or reissue)		1502	480	2502	235	Design issue fee		1503	640	2503	315	Plant issue fee		1460	130	1460	130	Petitions to the Commissioner		1807	50	1807	50	Petitions related to provisional applications		1806	180	1806	180	Submission of Information Disclosure Stmt		8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1809	770	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	770	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))		1801	770	2801	375	Request for Continued Examination (RCE)		1802	900	1802	900	Request for expedited examination of a design application		Other fee (specify) _____						*Reduced by Basic Filing Fee Paid			SUBTOTAL (3) (\$)		
Large Entity		Small Entity		Fee Description	Fee Paid																																																																																																																																																																																														
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																																																																																																																																
1051	130	2051	65	Surcharge - late filing fee or oath																																																																																																																																																																																															
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																																																															
1053	130	1053	130	Non-English Specification																																																																																																																																																																																															
1812	2,520	1812	2,520	For filing a request for reexamination																																																																																																																																																																																															
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																															
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																															
1251	110	2251	55	Extension for reply within first month																																																																																																																																																																																															
1252	420	2252	205	Extension for reply within second month																																																																																																																																																																																															
1253	950	2253	465	Extension for reply within third month																																																																																																																																																																																															
1254	1,480	2254	725	Extension for reply within fourth month																																																																																																																																																																																															
1255	2,010	2255	985	Extension for reply within fifth month																																																																																																																																																																																															
1401	330	2401	160	Notice of Appeal																																																																																																																																																																																															
1402	330	2402	160	Filing a brief in support of an appeal																																																																																																																																																																																															
1403	290	2403	140	Request for oral hearing																																																																																																																																																																																															
1451	1,510	1451	1,510	Petition to institute a public use proceeding																																																																																																																																																																																															
1452	110	2452	55	Petition to revive - unavoidable																																																																																																																																																																																															
1453	1,330	2453	650	Petition to revive - unintentional																																																																																																																																																																																															
1501	1,330	2501	650	Utility issue fee (or reissue)																																																																																																																																																																																															
1502	480	2502	235	Design issue fee																																																																																																																																																																																															
1503	640	2503	315	Plant issue fee																																																																																																																																																																																															
1460	130	1460	130	Petitions to the Commissioner																																																																																																																																																																																															
1807	50	1807	50	Petitions related to provisional applications																																																																																																																																																																																															
1806	180	1806	180	Submission of Information Disclosure Stmt																																																																																																																																																																																															
8021	40	8021	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																															
1809	770	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																															
1810	770	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																																															
1801	770	2801	375	Request for Continued Examination (RCE)																																																																																																																																																																																															
1802	900	1802	900	Request for expedited examination of a design application																																																																																																																																																																																															
Other fee (specify) _____																																																																																																																																																																																																			
*Reduced by Basic Filing Fee Paid			SUBTOTAL (3) (\$)																																																																																																																																																																																																
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE <table border="1"> <thead> <tr> <th colspan="2"></th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> <tr> <th>Total Claims</th> <td>26</td> <td>-20**=</td> <td>6</td> <td>x 18 = 108</td> </tr> </thead> <tbody> <tr> <td>Independent</td> <td>1</td> <td>- 3**=</td> <td>0</td> <td>x 88 = 0</td> </tr> <tr> <td>Claims</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td></td> <td>=</td> </tr> </tbody> </table> <table border="1"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>18</td> <td>2202</td> <td>9</td> <td>Claims in excess of 20</td> </tr> <tr> <td>1201</td> <td>86</td> <td>2201</td> <td>42</td> <td>Independent claims in excess of 3</td> </tr> <tr> <td>1203</td> <td>290</td> <td>2203</td> <td>140</td> <td>Multiple dependent claim, if not paid</td> </tr> <tr> <td>1204</td> <td>86</td> <td>2204</td> <td>42</td> <td>**Reissue independent claims over original patent</td> </tr> <tr> <td>1205</td> <td>18</td> <td>2205</td> <td>9</td> <td>**Reissue claims in excess of 20 and over original patent</td> </tr> </tbody> </table> SUBTOTAL (2) (\$)108					Extra Claims	Fee from below	Fee Paid	Total Claims	26	-20**=	6	x 18 = 108	Independent	1	- 3**=	0	x 88 = 0	Claims					Multiple Dependent				=	Large Entity		Small Entity		Fee Description	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1202	18	2202	9	Claims in excess of 20	1201	86	2201	42	Independent claims in excess of 3	1203	290	2203	140	Multiple dependent claim, if not paid	1204	86	2204	42	**Reissue independent claims over original patent	1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	Complete (If applicable)																																																																																																																																					
		Extra Claims	Fee from below	Fee Paid																																																																																																																																																																																															
Total Claims	26	-20**=	6	x 18 = 108																																																																																																																																																																																															
Independent	1	- 3**=	0	x 88 = 0																																																																																																																																																																																															
Claims																																																																																																																																																																																																			
Multiple Dependent				=																																																																																																																																																																																															
Large Entity		Small Entity		Fee Description																																																																																																																																																																																															
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																																																																																																																																
1202	18	2202	9	Claims in excess of 20																																																																																																																																																																																															
1201	86	2201	42	Independent claims in excess of 3																																																																																																																																																																																															
1203	290	2203	140	Multiple dependent claim, if not paid																																																																																																																																																																																															
1204	86	2204	42	**Reissue independent claims over original patent																																																																																																																																																																																															
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent																																																																																																																																																																																															
**or number previously paid, if greater; For Reissues, see above																																																																																																																																																																																																			

SUBMITTED BY

Name (Print/Type)	William C. Coppola, Reg. No. 41,686	Registration No. (Attorney/Agent)	41,686	Telephone	(908) 231-4854
Signature				Date	February 27, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Alexandria, VA 22313. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Aventis Pharmaceuticals Inc. template